

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

_____	)	
Conservation Law Foundation, Inc.	)	
	)	Case No. 1:13-cv-11955
Plaintiff,	)	
	)	
v.	)	August 14, 2013
	)	
John J. Jalbert d/b/a	)	
Methuen Motor Mart Co.	)	
	)	
Defendant.	)	
_____	)	

**NOTICE OF LODGING OF CONSENT DECREE**

Plaintiff Conservation Law Foundation, Inc. and Defendant John J. Jalbert, doing business as Methuen Motor Mart Co., (collectively, "Parties") hereby provide notice to the Court that the Parties are lodging the attached Proposed Consent Decree, pending the conclusion of the required 45-day review period mandated by the Clean Water Act and its regulations. 33 U.S.C. 1251 *et seq.* and 40 C.F.R. 135.5(b). No action by the Court is needed at this time.

The Citizen Suit provision of the Federal Water Pollution Control Act provides that no consent judgment shall be entered in an action in which the United States is not a party prior to 45 days following the receipt of a copy of the proposed consent judgment by the Attorney General and the EPA Administrator. 33 U.S.C. § 1365(c)(3).

On August 14, 2013, plaintiff's counsel sent copies of the fully executed Proposed Consent Decree to the Administrator, Environmental Protection Agency, Ariel Rios Building, 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460, as well as to the United States Department of Justice, Citizen Suit Coordinator, Environment and Natural Resources Division

Law and Policy Section, P.O. Box 7415, Ben Franklin Station, Washington, D.C. 20044-7415, pursuant to the requirements of 40 CFR § 135.5. The Parties are currently waiting for (1) notice from the U.S Department of Justice (“DOJ”) that the DOJ Citizen Suit Coordinator received the proposed consent judgment and (2) the start and end dates of the 45-day review period as determined by DOJ.

The Parties submit the attached Proposed Consent Decree to the Court for informational purposes only. At the expiration of the 45-day review period set forth in 33 U.S.C. § 1365(c)(3), the Parties will move the Court to enter the Consent Decree.

The undersigned plaintiff’s counsel is authorized to state that John J. Jalbert, doing business as Methuen Motor Mart Co., assents to the lodging of the attached Proposed Consent Decree and that this Notice of Lodging is submitted on behalf of both Parties to this action.

DATED: August 14, 2013

Respectfully submitted,

Conservation Law Foundation, Inc.

By its attorney:

/s/ Zachary K. Griefen

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**CERTIFICATE OF E-SERVICE**

I hereby certify that the parties' Notice of Lodging of Consent Decree, filed electronically through the ECF system with the Court on August 14, 2013, has been sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants, if any, on August 14, 2013.

/s/ Zachary K. Griefen  
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